



1855-6.

No. 22.

An Act to declare the legal operation of Land Grants made to deceased Persons.

[Assented to, June 18, 1856.]

WHEREAS Grants have, in some cases, been executed in South Australia to persons who have contracted with the proper authorities for the purchase of Crown Lands, and who have been afterwards found to have died before the execution of such Grants, and other similar cases may occur, and it is expedient to give effect to such Grants in favor of the persons entitled to the benefit of such contracts—Be it therefore Enacted by His Excellency the Governor-in-Chief of the Province of South Australia, by and with the advice and consent of the Legislative Council thereof, as follows :

Preamble.

1. In every case in which the purchaser of any land shall have died, or shall hereafter die, in the interval between entering into a contract with the proper authorities for the purchase of Crown Land in South Australia and the execution of a Grant or assurance of such land to such purchaser, the execution of such Grant or other assurance shall have the effect of vesting the land thereby expressed to be granted or conveyed in the heir at law, devisee, or other person entitled, in like manner as if the person named as the grantee in such Grant or assurance had been living at the time of the execution thereof, and had afterwards died ; and such Grant or other assurance shall, for all purposes, be deemed and taken to have been executed on the day on which the grantee shall have been or may be, entitled, under the contract entered into by him for the purchase of the land expressed to be granted.

Grant how to take effect.

Q. 1. What effect has the Land Grants act
upon this clause?